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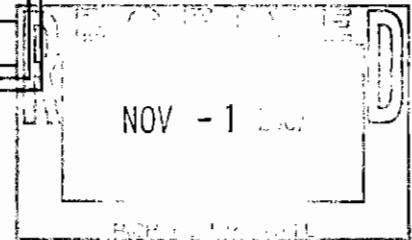
Kimberly Nerenberg Altschuler  
Associate  
kaltschuler@mwe.com  
212.547.5654

October 31, 2007

**VIA HAND DELIVERY**

The Honorable Richard J. Holwell  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

USDC SDNY  
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Re: Andy McCants v. 17 Realty NY LLC, et al  
07 CV 5776

Dear Judge Holwell:

Our firm represents Defendants, 17 Realty NY LLC, *et al*, in the above referenced matter, and we write on behalf of both parties to respectfully request that the initial conference that is presently scheduled on November 2, 2007 be adjourned. This is the parties' third request for an adjournment of the conference.

As previously indicated, the parties have agreed to settlement terms, which have been reduced to writing, however, we are still finalizing some language in the agreement. This process was protracted due to the fact that Joel Cohen, the lead attorney overseeing this matter and Leslie New, the associate working on this matter, began a jury trial before the Honorable William H. Pauley III, in the matter of Quinby v. WestLB AG - 04 Civ. 7406 (WHP) (HBP) on October 22, 2007. We anticipate finalizing the agreement shortly and filing a stipulation of discontinuance.

Therefore, for the reasons started herein, we request that the conference be adjourned. We appreciate the Court's attention in this regard.

Respectfully submitted,

Kimberly Altschuler

Conference adjourned to December  
07, 2007 at 10:00 a.m.  
No further extensions.

cc: Amy Hong, Esq. (via facsimile)

NEXT PTC 12/7/07 @ 10:00am

SO ORDERED

USDC

11/15/07